

1 WILLIAM L. STERN (CA SBN 96105)  
2 CLAUDIA M. VETESI (BAR NO. 233485)  
3 MORRISON & FOERSTER LLP  
4 425 Market Street  
5 San Francisco, California 94105-2482  
6 Telephone: 415.268.7000  
7 Facsimile: 415.268.7522  
8 E-mail: wstern@mofo.com

9 Attorneys for Defendant and Counterclaimant  
10 GAP INC.

11  
12 UNITED STATES DISTRICT COURT  
13  
14 NORTHERN DISTRICT OF CALIFORNIA  
15  
16 SAN FRANCISCO DIVISION  
17

18 JOEL RUIZ, On Behalf of Himself and All Others  
19 Similarly Situated,

20 Plaintiff,

21 v.

22 GAP, INC., and DOES 1-9 inclusive,

23 Defendants.  
24  
25  
26  
27  
28

Case No. C 07-5739 SC

**[PROPOSED] ORDER  
GRANTING DEFENDANT GAP  
INC.'S MOTION TO STRIKE  
PLAINTIFF'S CLASS  
ALLEGATIONS**

Date: January 11, 2008  
Time: 10:00 a.m.  
Room: Courtroom 1, 17th Floor  
Judge: Honorable Samuel Conti

Complaint filed: November 13, 2007

1 On January 11, 2008, the Honorable Samuel Conti heard GAP Inc.'s ("GAP")  
2 Motion to Strike Plaintiff's Class Allegations. Having read and considered the papers filed and  
3 arguments made by counsel, and good cause appearing therefor:

4 IT IS HEREBY ORDERED that GAP's Motion to Strike Plaintiff's Class Allegations is  
5 GRANTED.

6  
7  
8 Dated: \_\_\_\_\_, 2007

\_\_\_\_\_  
Honorable Samuel Conti  
NORTHERN DISTRICT OF CALIFORNIA